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June 24, 1998

Hon. Magalie Roman Salas  
Secretary  
Federal Communications  
Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

Re: SBC Communications, Inc. Petition For Relief  
From Regulation Pursuant To Section 706 Of The  
Telecommunications Act And 47 U.S.C. § 160 For  
ADSL Infrastructure And Service - CC Docket  
No. 98-91

Dear Secretary Salas:

The New York Department of Public Service (NYDPS) responds to the SBC Communications, Inc. (SBC) petition which requests that the Commission forbear from applying unbundling and resale requirements to asymmetrical digital subscriber line (ASDL) facilities and services. As with the petitions filed by Bell Atlantic, U.S. West, Ameritech and the Association of Local Telecommunications Service related to the deployment of advanced technologies, this petition raises important policy issues that require further examination before a final policy is decided. We recognize the importance of encouraging the deployment of advanced communications services and networks. However, it is also important to ensure that potential competitors have viable access to the local loop.

The Commission should defer action on these petitions and establish a proceeding to examine and resolve these very important and complicated issues. We look forward to working

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with the Commission and interested parties to fashion a solution that best promotes advanced technologies and the Act's pro-competitive policies.

Sincerely,

A handwritten signature in cursive script that reads "Lawrence G. Malone".

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